

**AMENDMENTS TO THE CLAIMS****Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application.

**Listing of Claims:**

1-4 (canceled)

5. (currently amended) A brittle frozen confectionery product comprising from 0.0001 to 0.5 wt% of antifreeze peptides, said product having an ice crystal aspect ratio of more than 1.9 wherein the antifreeze peptide is fish AFP Type III-HPLC 12.

6. (original) A frozen confectionery product according to claim 5, wherein the aspect ratio is from 1.9 to 3.0.

7-13 (cancelled)

14. (previously presented) A frozen confectionery product comprising discrete elements of a brittle frozen confectionery product which provide texture contrast to the frozen confectionery product, wherein the discrete elements comprise from 0.0001 to 0.5 wt% of antifreeze protein and the ice crystals in the discrete elements have an aspect ratio of more than 1.9.

15. (previously presented) The frozen confectionery product according to claim 14 wherein the discrete elements alternate with ice cream layers which do not contain antifreeze proteins.

16. (previously presented) The frozen confectionery product according to claim 15 wherein the discrete elements are water ice layers.
17. (previously presented) The frozen confectionery product according to claim 14 wherein the discrete elements are inclusions.
18. (previously presented) The frozen confectionery product according to claim 14 wherein the discrete elements coat a core of ice cream that does not contain antifreeze proteins.
19. (previously presented) The frozen confectionery product according to claim 14 wherein the discrete elements comprise from 0.1 to 50 ppm antifreeze protein.
20. (previously presented) The frozen confectionery product according to claim 14 wherein the antifreeze protein binds to the prism plane of ice crystals.
21. (previously presented) The frozen confectionery product according to claim 14 wherein the antifreeze protein is AFP type III HPLC-12.
22. (new) The frozen confectionery product according to claim 5 wherein the AFP type III is type III HPLC-12.